

In the High Court of Uttarakhand, at Nainital.

Writ Petition No. 115/2006 (S/B)

S.K. Verma, S/o Late Nanhe Singh Verma,

R/o Dakpatthar

District Dehradun

.. Petitioner.

Versus

1- Uttarakhand Jal Vidyut Nigam Ltd.
Through its Managing Director,
Ujjwal Maharani Bagh,
General Mahadev Singh Road, Dehradun.

2- General Manager (H.R.)
Uttarakhand Jal Vidyut Nigam Ltd.
Ujjwal Maharani Bagh,
General Mahadev Singh Road, Dehraun.

3- Executive Engineer,
Uttarakhand Jal Vidyut Nigam Ltd.
General Mahadev Singh Road
Dehradun

.. Respondents.

Sri Sharad Sharma, learned counsel for the petitioner.
Sri Vinay Kumar, learned counsel for the respondents.

Coram: Hon'ble P.C. Verma, J.
Hon'ble B.C. Kandpal, J.

Dated: 04-04-2006

By way of this writ petition, the order dated 22-3-2006 passed by the respondent No. 2, has been challenged.

2- Brief facts of the case are that the petitioner was appointed as Junior Engineer on 15-11-1971. He was transferred on 15-6-2004 by the respondent No. 2 to Dakpatthar Yamuna Valley Project which is called as Jal Vidyut Nigam Pariyojana Janpad Anurakshan Dakpatthar, Dehradun. The petitioner has been working over there after he joined in pursuance to the transfer order. The petitioner has made averment in the writ petition that on account of continuous heart ailment he cannot make frequent movement and is unable to involve himself in strenuous work. The treatment of the petitioner is still going on. The petitioner has also averred that he has been transferred on 22-3-2006 to

Joshiyara, District Uttarkashi. The petitioner has claimed that the transfer order is not on administrative ground, rather it is based upon wrong information of the superior authorities. By way of this writ petition the petitioner has, therefore, prayed for a writ of certiorari quashing the impugned transfer order dated 22-3-2006 passed by respondent No. 2 (Annexure No 1 to the writ petition).

3- Heard the learned counsel for the parties and perused the record.

4- On the basis of the averment made in the petition, we do not find any malafides on the part of the respondents. The transfer is a natural consequence in the service and once the transfer order is passed on administrative ground, the petitioner cannot seek any relief against the aforesaid transfer order passed on administrative ground.

5- The writ petition lacks merit and is liable to be dismissed.

6- Accordingly the writ petition is dismissed.

(B. C. Kandpal, J.)

(P.C. Verma, J.)